

Message Text

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62

ACTION SS-30

INFO OCT-01 ISO-00 SSO-00 NSCE-00 /031 W

----- 084509

O 081735Z MAY 74

FM AMEMBASSY PANAMA

TO SECSTATE WASHDC IMMEDIATE 580

INFO GOV PAN CANAL IMMEDIATE

USCINCSO IMMEDIATE

LIMITED OFFICIAL USE SECTION 1 OF 4 PANAMA 2621

EXDIS

C O R R E C T E D C O P Y (TAG INSTRUCTIONS OMITTED)

EO 11652: N/A

TAGS: PN, PFOR

S/S-O PASS TO THE SECRETARY'S PARTY FOR AMBASSADOR BUNKER FROM
BELL

FOR ARMY-AMBASSADOR KOREN, STATE/ARA-AMBASSADOR BOWDLER, AND
STATE/L-MR. FELDMAN

SUBJ: US-PANAMA TREATY NEGOTIATIONS: REPORT OF DEVELOPMENTS --
STATUS OF INFORMAL WORKING PAPERS AT THE DEPUTY NEGOTIATOR
LEVEL (5:00 PM, 5/7/74)

REF: PANAMA 2564

I. INTRODUCTION

AS MENTIONED IN THE LAST STATUS REPORT (PANAMA 2564), AMBASSADOR
GONZALEZ HAS PRESENTED HIS VERSION OF A CONSOLIDATED MAJOR-
ISSUES PAPER. THERE FOLLOWS THE TEXT OF AN INFORMAL TRANSLAT-
ION OF THAT 4/29/74 DOCUMENT, TOGETHER WITH (A) AN INDICATION OF
THE ORAL COMMENTS MADE BY GONZALEZ WHICH MODIFY THAT TEXT AND (B)
COMMENTS WHICH I HAVE ON THE TEXT, AS MODIFIEID.

THERE FOLLOWS ALSO THE TEXT OF A COUNTER-DRAFT WHICH KOZAK
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AND I HAVE WORKED UP AND WHICH I PLAN TO PRESENT TO THE AMBASSADOR

ON HIS ARRIVAL WITHIN THE NEXT FEW DAYS. EXPLANATORY COMMENTS ARE INCLUDED. WHILE THE COUNTER-DRAFT REFLECTS NEGOTIATING STRATEGY AND TACTICS, NOTABLY THE DESIRE TO SIMPLIFY AND NEUTRALIZE THIS PROTRACTED IDENTIFICATION PROCESS AND THEREBY TO COMPLETE IT QUICKLY, W SHOULD LIKE TO HAVE THE BENEFIT OF THE WASHINGTON AGENCIES' VIEWS ON IT. FOR RECORD PURPOSES IT IS DATED 5/7/74.

II. PANAMA'S 4/29/74 DOCUMENT

PRINCIPLE ONE

A. THE QUESTION OF THE TRATY RELATIONSHIPS OF THE UNITED STATES WITH OUTHER COUNTRIES WHICH HAVE IMPLICATIONS RESPECTING THE PANAMA CANAL.

(COMMENT: BY STRAINGING WE HAD IDENTIFIED THIS AS AMJOR ISSUE FROM PANAMA'S 3/19/74 DOCUMENT. GONZALEZ SAID PANAMA DOES NOT CONSIDER IT TO BE A MAJOR ISSUE BUT RATHER A TECHNICAL ONE, AND OFFERED TO DELETE IT).

B. THE QUESTION OF THE RIGHT OF PANAMA TO DEVELOP OTHER MEANS OF COMMUNICATION ACROSS THE ISTHMUS.

PRINCIPLE TWO

A. THE QUESTION OF THE TERMINATION DATE OF THE NEW TREATY RELATING TO THE LOCK CANAL.

PRINCIPLE THREE

A. THE QUESTION OF THE TRANSITION OF JURISDICTION TO PANAMA, OF THE ORDER AND TIME-PERIODS OF THIS TRANSITION, AND OF THE CLEAR DETERMINATION OF WHAT IS MEANT BY "PROMPTLY".

B. THE QUESTION OF THE IMMEDIATE REVERSION TO PANAMA OF CIVIL AND CRIMINAL JURISDICTION OVER PANAMANIANIANS.

C. THE QUESTION OF THE RETURN TO PANAMA OF THE TRANSISTHMIAN RAILROAD.

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D. THE QUESTION OF THE REPLACEMENT ARRANGEMENTS WITH RESPECT TO THE DIFFERENT TYPES OF JURISDICTION.

PRINCIPLE FOUR

A. THE QUESTION OF HOW AND WHO WILL DETERMINE WHAT IS AND WHAT IS NOT NECESSARY FOR THE ACTIVITIES RELATED TO THE OPERAT-

ION, MAINTENANCE, PROTECTION, DEFENSE AND THE TRANSIT OF SHIPS.

B. THE QUESTION OF THE DETERMINATION OF AREAS FOR SPECIFIC USES.

C. THE QUESTION OF THE FIXING OF TOLLS.

(COMMENT: WE HAD IDENTIFIED THIS AS A MAJOR ISSUE FROM PANAMA'S 3/19/74 DOCUMENT. GONZALEZ SAID PANAMA DOES NOT CONSIDER IT TO BE A MAJOR ISSUE AND OFFERED TO DELETE IT).

PRINCIPLE FIVE

QUOTE MORE CONVERSATIONS ARE REQUIRED BETWEEN THE DEPUTY NEGOTIATORS END QUOTE

(COMMENT: GONZALEZ AND THE FOREIGN MINISTER ARE STILL CONSIDERING THE U S CONCEPT BROACHED DURING DISCUSSION OF THE 3/19/74 PAPER THAT IT WOULD BE IMPRACTICABLE TO ATTEMPT TO DEVELOP ELABORATE FORMULAE BASED ON THE ABSTRACT VALUE OF THE WATERWAY TO THE US AND WORLD SHIPPING, AND THAT THEREFORE THE PARTIES SHOULD ATTEMPT FIRST TO NEGOTIATE AN OVERALL COMPENSATION FIGURE AND THEN NEGOTIATE A PAYMENT FORMULA WHICH WOULD PRODUCE THAT RESULT.

GONZALEZ COMMENTED THAT HE AND GENERAL TORRIJOS VIEW THE NEW TREATY AS ONLY PART, ALBEIT THE MAJOR PART, OF AN ENTIRELY NEW RELATIONSHIP BETWEEN THE PEOPLES OF THE UNITED STATES AND PANAMA, AND THAT ACCORDINGLY FINANCIAL/ECONOMIC BENEFITS TO PANAMA COULD CONCEIVABLY BE PROVIDED OUTSIDE THE FRAMEWORK OF THE NEW TREATY ITSELF. HE MENTIONED, BUT ONLY BY WAY OF AN OFF-THE-CUFF ILLUSTRATION, THE POSSIBILITY THAT THE UNITED STATES MIGHT BE HELPFUL IN ARRANGING FOR PANAMA TO REFINANCE ITS LARGE PUBLIC EXTERNAL DEBT. I RECOLLECT THAT DEBT TO BE IN THE \$400-\$500 LIMITED OFFICIAL USE

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MILLION RANGE, SINCE IT INCLUDES INDEBTEDNESS OF THE SOCIAL SECURITY AND LIKE AGENCIES, WITH ANNUAL PRINCIPAL AND INTEREST CHARGES TO BE ROUGHLY \$30-\$40 MILLION. PERHAPS THE RECOLLECTION IS BAD BUT IN ANY CASE THE FINANCING BURDEN IS SIZEABLE.

I REPLIED THAT THE UNITED STATES, TOO, IS SEEKING ANEW RELATIONSHIP WITH PANAMA, AND THAT WHILE ANEW TREATY WILL BE A GOVERNING ELEMENT OF MUCH OF IT, THERE WILL BE OTHER ELEMENTS.

IT SHOULD BE NOTED THAT THIS CONCEPT OF REACHING NOT SIMPLY A NEW TREATY BUT ALSO AN ENTIRE NEW RELATIONSHIP IS AN EXCEEDINGLY IMPORTANT ONE FOR TORRIJOS, AND TRANSCENDS MINISTER TACK'S NEGOTIATION OF A FORMAL TREATY RELATIONSHIP. IN MY VIEW THIS CONCEPT IS LEGITIMATE AND EXPLOITABLE).

NOTE BY OC/T: EXDIS CAPTION ADDED PER MR. NEWLIN S/S-O.

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ACTION SS-30

INFO OCT-01 ISO-00 SSO-00 NSCE-00 /031 W

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O 081735Z MAY 74

FM AMEMBASSY PANAMA

TO SECSTATE WASHDC IMMEDIATE 581

INFO GOV PAN CANAL IMMEDIATE

USCINCSO IMMEDIATE

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EXDIS

S/S-O PASS TO THE SECRETARY'S PARTY FOR AMBASSADOR BUNKER FROM
BELL

FOR ARMY-AMBASSADOR KOREN, STATE/ARA-AMBASSADOR BOWDLER, AND
STATE/L-MR. FELDMAN

PRINCIPLE SIX

A. THE QUESTION OF HOW PANAMA SHALL BEGIN TO PARTICIPATE IN
THE ADMINISTRATION OF THE CANAL.

B. THE QUESTION OF WHAT FORM THE ADMINISTRATION OF THE CANAL BY
THE UNITED STATES SHALL TAKE, AND THE QUESTION OF THE ELIMINATION
OF THE GOVERNMENT OF THE CANAL ZONE.

C. THE QUESTION OF WHETHER THERE WHOULD BE ESTABLISHED REGULAR
PROCEDURES FOR CONSULTATION BETWEEN THE TWO PARITES, WITH THE
OBJECTIVE OF IMPLEMENTING THE PROVISIONS OF THE TREATY IN
RELATION TO PANAMA'S PARTICIPATION IN THE ADMINISTRATION OF THE
CANAL.

D. THE QUESTION OF MANAGING THE ECOLOGICAL PROBLEM.

(COMMENT: WE HAD DERIVED THIS AS A MAJOR ISSUE FROM THE
3/19/74 DOCUMENT. GONZALEZ SAID PANAMA CONSIDERS IT TO BE AN
IMPORTANT TECHNICAL ISSUE BUT NOT A MAJOR ONE, AND OFFERED TO

DELETE IT).

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E. THE QUESTION OF THE GROWING PARTICIPATION OF PANAMA IN THE ADMINISTRATION OF THE CANAL, WITH THE OBJECTIVE OF ASSUMING TOTAL RESPONSIBILITY FOR THE OPERATION UPON THE TERMINATION OF THE TREATY.

F. THE QUESTION OF THE "USE" RIGHTS WHICH PANAMA WILL CONFER UPON THE UNITED STATES.

G. THE QUESTION OF THE GENERAL RELATIONS BETWEEN PANAMA AND THE UNITED STATES AFTER THE TERMINATION OF THE TREATY.

H. THE QUESTION OF THE WITHDRAWAL OF THE UNITED STATES' PRESENCE WITH RESPECT TO THOSE AREAS AND ACTIVITIES IN WHICH THE UNITED STATES WILL HAVE NO ROLE UNDER THE NEW TREATY.

PRINCIPLE SEVEN

A. THE QUESTION OF THE FORM OF THE TREATY IN RELATION TO PROTECTION AND DEFENSE. WOULD IT BE MORE CONVENIENT IF THE AGREEMENTS REACHED WERE INCORPORATED IN THE BODY OF THE TREATY, OR WOULD A STATUS OF FORCES AGREEMENT BE BETTER?

B. THE QUESTION OF THE NATURE AND EXTENT OF THE PARTICIPATION OF PANAMA IN THE PROTECTION AND DEFENSE OF THE CANAL.

C. THE QUESTION OF A REAL THREAT OF AGGRESSION AGAINST THE CANAL.

(COMMENT: THIS ALSO HAD BEEN DERIVED FROM THE 3/19/74 DOCUMENT. PANAMA OFFERS TO DELETE IT AND TO CONSIDER THAT IT IS ENCOMPASSED UNDER THE GENERAL QUESTION OF DEFENSE AND PANAMANIAN PARTICIPATION THEREIN).

PRINCIPLE EIGHT

QUOTE THIS WILL BE LEFT FOR A LATER STAGE OF THE NEGOTIATIONS
END QUOTE.

OTHER ISSUES

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A. THE QUESTION OF WHETHER OR NOT THE NEGOTIATIONS SHOULD BE LIMITED EXCLUSIVELY TO THE EIGHT PRINCIPLES.

III. COMMENT ON PANAMA'S 4/29/74 DOCUMENT

THIS PAPER APPEARS TO BE MORE USEFUL THAN ANY WE CAN RECALL HAVING RECEIVED FROM PANAMA IN RECENT NEGOTIATING HISTORY. IT DOES OF COURSE INCLUDE SOME CONCEPTS, AND SOME LANGUAGE, WHICH WE SHALL WISH TO CHANGE, AS REFLECTED IN THE COUNTER-DRAFT THAT FOLLOWS. BUT IS NOTABLY LACKING IN THE HERETOFORE STANDARD ACCUSATORY LANGUAGE AND CONTENTIOUS DIPLOMATIC PROSE. AND IT DOES NOT CARRY OVER FROM THE 3/8/74 DOCUMENT A NUMBER OF CONCEPTS AND PHRASES TO WHICH, AS AMBASSADOR GONZALEZ WAS AWARE, I HAD AGREED ONLY WITH RELUCTANCE (E.G., UNDER PRINCIPLE SEVEN, ISSUES 1(A), (B) AND (C) AND COMMENT A).

I THINK IT IS FAIR TO SAY THAT THIS DOCUMENT, TAKEN TOGETHER WITH THE FOREIGN MINISTER'S COMMENTS TO AMBASSADOR BUNKER DURING THE WASHINGTON NEGOTIATING ROUND, CONSTITUTE ONE MORE INDICATION OF A GRADUAL PANAMAIAN SHIFT TOWARD REALISM.

IV. PROPOSED U S COUNTER-DRAFT OF 5/7/74

(GENERAL COMMENT: MANY OF THE CHANGES TO THE PANAMANIAN TEXT ARE SELF-EXPLANATORY. SPECIFIC COMMENTS ARE INCLUDED IN CASES IN WHICH THAT IS NOT SO).

PRINCIPLE ONE

MAJOR ISSUES:

NONE

DEPUTIES' COMMENTS:

NONE

(COMMENT: ISSUE NO. B UNDER PRINCIPLE ONE IN PANAMA'S 4/29/74 DOCUMENT HAS BEEN SHIFTED TO PRINCIPLE FIVE).

PRINCIPLE TWO

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MAJOR ISSUES:

1. THE QUESTION OF THE TERMINATION DATE OF THE NEW

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ACTION SS-30

INFO OCT-01 ISO-00 SSO-00 NSCE-00 /031 W

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O 081735Z MAY 74

FM AMEMBASSY PANAMA

TO SECSTATE WASHDC IMMEDIATE 582

INFO GOV PAN CANAL IMMEDIATE

USCINCSO IMMEDIATE

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EXDIS

S/S-O PASS TO THE SECRETARY'S PARTY FOR AMBASSADOR BUNKER FROM
BELL

FOR ARMY-AMBASSADOR KOREN, STATE/ARA-AMBASSADOR BOWDLER, AND
STATE/L-MR. FELDMAN

PRINCIPLE THREE

MAJOR ISSUES:

1. THE QUESTION OF THE REPLACEMENT OF THE UNITED STATES'
GENERAL JURISDICTION OVER PANAMANIAN TERRITORY WITH PANAMANIAN
JURISDICTION, AND OF THE ORDER AND TIME PERIODS OF THAT
REPLACEMENT.

2. THE QUESTION OF THE REPLACEMENT ARRANGEMENTS WITH RESPECT
TO DIFFERENT TYPES OF JURISDICTION.

DEPUTIES' COMMENTS:

1. WHILE RECOGNIZING THAT THERE MAY BE MANY TYPES OF GENERAL
JURISDICTION, THE DEPUTIES HAVE TENTATIVELY IDENTIFIED FOUR
BROAD CATEGORIES, NAMELY: (I) THE PERSECUTION OF CRIMES; (II)
THE EXERCISE OF POLICE FUNCTIONS; (III) THE DISPOSITION OF CIVIL
CASES; AND (IV) THE ACTIVITIES OF PRIVATE ORGANIZATIONS AND
ENTERPRISES.

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2. THE DEPUTIES RECOGNIZE THAT ONE OF THE MOST IMPORTANT
QUESTIONS RELATING TO JURISDICTION WHICH MUST BE ADDRESSED IS
THE QUESTION OF THE REPLACEMENT ARRANGEMENTS FOR CIVIL AND
CRIMINAL JURISDICTION OVER PANAMANIAN NATIONALS.

3. THE DEPUTIES NOTE THE CONCEPTUAL AGREEMENT OF THE CHIEF NEGOTIATORS THAT IT WOULD BE USEFUL FOR THE TREATY TO DISTINGUISH BETWEEN TWO TYPES OF RIGHTS: (I) RIGHTS OF THE REPUBLIC OF PANAMA (ENCOMPASSED UNDER PRINCIPLE THREE) TO EXERCISE GENERAL JURISDICTION OVER PANAMANIAN TERRITORY, AND (II) ADMINISTRATIVE OR "USE" RIGHTS WHICH WILL BE EXERCISED BY THE UNITED STATES (ENCOMPASSED UNDER PRINCIPLES FOUR AND SIX) WITH RESPECT TO SPECIFIC FUNCTIONS OF CANAL OPERATION, MAINTENANCE, PROTECTION AND DEFENSE.

PRINCIPLE FOUR

MAJOR ISSUES:

1. THE QUESTION OF WHICH PORTIONS OF PANAMANIAN TERRITORY (LANDS, WATERS AND AIRSPACE) ARE, AND WHICH ARE NOT, NECESSARY FOR THE ACTIVITIES RELATED TO THE OPERATION, MAINTENANCE, PROTECTION AND DEFENSE, AND THE TRANSIT OF SHIPS.

2. THE QUESTION OF THE ARRANGEMENTS FOR THE WITHDRAWAL OF THE UNITED STATES FROM THOSE AREAS WHICH IT WILL NO LONGER USE UNDER THE NEW TREATY.

DEPUTIES' COMMENTS:

NONE

(COMMENT: ISSUE NO. 2 ABOVE EMBRACES ONE ASPECT OF ISSUE NO. H UNDER PRINCIPLE SIX OF THE 4/29/74 DOCUMENT. IT PARALLELS ISSUE NO. 3 UNDER THE "OTHER ISSUES" CATEGORY OF THE 3/8/74 DOCUMENT)

PRINCIPLE FIVE

MAJOR ISSUES:

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1. THE QUESTION OF THE FINANCIAL AND ECONOMIC ARRANGEMENTS TO BE EMBODIED IN THE NEW TREATY, BEARING IN MIND THE CONCEPT THAT THE UNITED STATES AND PANAMA ARE NEGOTIATING NOT SOLELY A NEW TREATY BUT, RATHER, AN ENTIRE NEW RELATIONSHIP BETWEEN THE PEOPLES OF THEIR COUNTRIES.

2. THE QUESTION OF THE RIGHT OF PANAMA, UNDER THE NEW TREATY, TO DEVELOP OTHER MEANS OF COMMUNICATION ACROSS THE ISTHMUS.

DEPUTIES COMMENTS:

NONE

(COMMENT: THE LANGUAGE OF ISSUE NO. 1 ABOVE, IF ACCEPTED, WOULD GET US AWAY FROM THE SOMEWHAT LESS THAN IDEAL STATEMENT OF THE COMPENSATION ISSUE CONTAINED IN THE 3/8/74 DOCUMENT, AND WOULD AT THE SAME TIME RECOGNIZE THE CONCEPT THAT SOME QUOTE COMPENSATION UNQUOTE COULD BE PROVIDED OUTSIDE THE TREATY FRAMEWORK. HOPEFULLY THIS QUOTE SUBSTITUTE UNQUOTE COMPENSATION COULD BE PROVIDED IN A FORM THAT WOULD BE VALUABLE TO PANAMA, BUT RELATIVELY COST FREE FOR THE UNITED STATES, SUCH AS HELPING THE GOVERNMENT OF PANAMA TO REFINANCE ITS EXTERNAL DEBT.

ISSUE NO. 2 ABOVE WAS PLACED UNDER THIS PRINCIPLE WITH THE THOUGHT IN MIND THAT IT MAY TO SOME EXTENT SERVE TO SATISFY PANAMA'S DESIRE FOR RECOGNITION OF ITS RIGHT TO EXPLOIT ITS GEOGRAPHIC POSITION IN A RELATIVELY INNOCUOUS WAY)

PRINCIPLE SIX

MAJOR ISSUES:

1. THE QUESTION OF WHAT FORM THE ADMINISTRATION OF THE CANAL BY THE UNITED STATES WILL TAKE.

2. THE QUESTION OF HOW PANAMA SHALL BEGIN TO PARTICIPATE IN THE ADMINISTRATION OF THE CANAL.

3. THE QUESTION OF WHETHER THERE SHOULD BE ESTABLISHED REGULAR PROCEDURES FOR CONSULTAT
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72
ACTION SS-30

INFO OCT-01 ISO-00 SSO-00 NSCE-00 /031 W
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O 081735Z MAY 74
FM AMEMBASSY PANAMA
TO SECSTATE WASHDC IMMEDIATE 583
INFO GOV PAN CANAL IMMEDIATE
USCINCSO IMMEDIATE

LIMITED OFFICIAL USE SECTION 4 OF 4 PANAMA 2621
EXDIS
S/S-O PASS TO THE SECRETARY'S PARTY FOR AMBASSADOR BUNKER FROM BELL

FOR ARMY-AMBASSADOR KOREN, STATE/ARA-AMBASSADOR BOWDLER, AND STATE/L-MR. FELDMAN

PRINCIPLE SEVEN

MAJOR ISSUES:

1. THE QUESTION OF THE NATURE AND EXTENT OF PANAMA'S PARTICIPATION IN THE PROTECTION AND DEFENSE OF THE CANAL.

DEPUTIES COMMENTS:

1. THE DEPUTY NEGOTIATOR'S RECOGNIZE THAT THE QUESTION OF THE FORM OF THE TREATY IN RELATION TO THE PROTECTION AND DEFENSE OF THE CANAL IS AN IMPORTANT TECHNICAL POINT WHICH THE CHIEF NEGOTIATORS MAY WISH TO CONSIDER. WOULD IT BE MORE CONVENIENT IF THE AGREEMENTS REACHED WERE INCORPORATED IN THE BODY OF THE TREATY OR WOULD A STATUS OF FORCES AGREEMENT BE BETTER?

PRINCIPLE EIGHT

MAJOR ISSUES:

1. THE QUESTION OF HOW THE NEW TREATY SHALL PROVIDE FOR LIMITED OFFICIAL USE
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NEW PROJECTS WHICH WILL ENLARGE CANAL CAPACITY.

DEPUTIES COMMENTS:

1. THE DEPUTY NEGOTIATORS NOTE THE AGREEMENT OF THE CHIEF NEGOTIATORS TO POSTPONE DISCUSSION OF THIS ISSUE UNTIL A LATER STAGE OF THE NEGOTIATION.

(COMMENT: THE ISSUE IDENTIFIED UNDER PRINCIPLE EIGHT OF THE 3/8/74 DOCUMENT HAS BEEN INCLUDED ABOVE DESPITE THE AGREEMENT TO POSTPONE CONSIDERATION OF IT IN THE INTERESTS OF PARALLELISM WITH THE FORMAT OF PRINCIPLE TWO ABOVE AND OF KEEPING THE ISSUE ON THE RECORD)

V. GENERAL COMMENT ON COUNTERDRAFT

IT WILL BE NOTED THAT THE QUOTE OTHER ISSUES UNQUOTE CATEGORY HAS BEEN DELETED FROM THE ABOVE DRAFT. BY DOING SO I HOPE TO MINIMIZE THE POTENTIAL FOR ARGUMENT, REFLECTED IN THE QUOTE OTHER ISSUES UNQUOTE CATEGORY OF THE 4/29/74 DOCUMENT, OVER WHETHER PARTICULAR MAJOR ISSUES IN THIS NEGOTIATION DO OR DO NOT FALL WITHIN THE EIGHT PRINCIPLES. IT SEEMS TO ME THAT IT SHOULD BE POSSIBLE TO INCORPORATE ALL OF THE MAJOR ISSUES UNDER THE EIGHT PRINCIPLES, HOWEVER TENUOUS THE RELATIONSHIP BETWEEN A SPECIFIC ISSUE AND THE PRINCIPLE MIGHT BE.

WITH REFERENCE TO THE ISSUES TENTATIVELY IDENTIFIED AS QUOTE

OTHER ISSUES UNQUOTE IN THE 3/8/74 DOCUMENT, ISSUE NO. 1 WAS INCLUDED FOR PANAMA'S BENEFIT AND PROBABLY CONSTITUTES A SUB-ISSUE. I HAVE THEREFORE SIMPLY LET IT DROP. ISSUE NO. 2 INSOFAR AS IT RELATES TO GUARANTEES CONTINUING BEYOND THE LIFE-TIME OF THE TREATY, IS, OF COURSE, IMPORTANT TO THE UNITED STATES. IT IS ALSO A VERY DIFFICULT ISSUE FOR THE GOVERNMENT OF PANAMA TO HANDLE INTERNALLY. I BELIEVE THAT OUR ABILITY TO ADVANCE OUR POSITION CONCERNING GUARANTEES IN THE UPCOMING SUBSTANTIVE NEGOTIATIONS IS ADEQUATELY PRESERVED BY THE LANGUAGE OF ISSUE NO. 6 UNDER PRINCIPLE SIX OF OUR COUNTERDRAFT, AND THAT IT WOULD BE COUNTERPRODUCTIVE TO ATTEMPT TO IDENTIFY THIS ISSUE IN MORE SPECIFIC TERMS AT THIS TIME. ISSUE NO. 3 IS COVERED BY ISSUE NO. 7 UNDER PRINCIPLE SIX OF OUR COUNTERDRAFT OF 5/7/74. ISSUE NO. 4 HAD BEEN INSERTED AT PANAMA'S INSTANCE. IT'S LIMITED OFFICIAL USE
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DELETION REMOVES ANY SPECIFIC REFERENCE TO THE QUESTION OF ESTABLISHING NEUTRALITY RULES WHICH WOULD BE BINDING ON THE UNITED STATES DURING THE LIFETIME OF THE TREATY.
JORDEN

NOTE BY OC/T: EXDIS CAPTION ADDED PER MR NEWLIN,S/S-O.

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Message Attributes

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Draft Date: 08 MAY 1974
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Disposition Authority: GarlanWA
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
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Executive Order: N/A
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Handling Restrictions: n/a
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30 JUN 2005

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Status: NATIVE
Subject: US-PANAMA TREATY NEGOTIATIONS: REPORT OF DEVELOPMENTS -- STATUS OF INFORMAL WORKING PAPERS AT THE DEPUTY NEGOTIATOR
TAGS: PFOR, PN, US, (GONZALEZ)
To: STATE
Type: TE
Markings: Declassified/Released US Department of State EO Systematic Review 30 JUN 2005